From: Simons, Andrew [Simons.Andrew@epa.gov]

Sent: 12/1/2020 6:58:56 PM

Neugeboren, Steven [Neugeboren.Steven@epa.gov] To:

CC: Messier, Dawn [Messier.Dawn@epa.gov]; Wade, Alexis [Wade.Alexis@epa.gov]; Siegal, Tod [Siegal.Tod@epa.gov];

Marshall, Tom [marshall.tom@epa.gov]

Subject: FW: Action requested: Deliberative -Decision Document - Action Memo.docx

Attachments: Decision Document - Action Memo\_CLEANv3.docx

#### Steve:

My understanding is that Alexis has the lead for ESA on this matter. We (CCILO) have a few edits regarding NHPA that I plan to provide. Just wanted to check if we should be consolidating comments with WLO - not exactly sure on the protocol here.

Andrew Simons Acting Associate General Counsel Cross-Cutting Issues Law Office U.S. Environmental Protection Agency Tel. 202-564-3649 WJC-N 7526E

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----Original Message----
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From: Gettle, Jeaneanne <Gettle.Jeaneanne@epa.gov>

Sent: Tuesday, December 1, 2020 12:18 PM

To: Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Simons, Andrew <Simons.Andrew@epa.gov>; Kelley, Rosemarie <Kelley.Rosemarie@epa.gov>; Barnet, Henry <Barnet.Henry@epa.gov>; Goodin, John <Goodin.John@epa.gov>

Cc: Palmer, Leif <Palmer.Leif@epa.gov>; Ghosh, Mita <Ghosh.Mita@epa.gov>; Wehling, Carrie <wehling.Carrie@epa.gov>; Kupchan, Simma <Kupchan.Simma@epa.gov>; Wade, Alexis <Wade.Alexis@epa.gov>;
Siegal, Tod <Siegal.Tod@epa.gov>; Speir, Jeffrey <speir.jeffrey@epa.gov>; Pollins, Mark
<Pollins.Mark@epa.gov>; Fisher, Mike <Fisher.Mike@epa.gov>; Eisenberg, Mindy <Eisenberg.Mindy@epa.gov>; Mcgill, Thomas <Mcgill.Thomas@epa.gov>; Calli, Rosemary <Calli.Rosemary@epa.gov>; Hicks, Matt <Hicks.Matthew@epa.gov>; Creswell, Michael <Creswell.Michael@epa.gov>; Nagrani, Kavita
<Nagrani.Kavita@epa.gov>; Rubini, Suzanne <Rubini.Suzanne@epa.gov>

Subject: Action requested: Deliberative -Decision Document - Action Memo.docx

# Deliberative

All,

Attached please find a draft Decision Document - Action Memo for the 404 Assumption Request from Fl. Please review and provide any comments/concerns you have to me by COB tomorrow.

Also, please see the schedule below regarding our proposed process to forward and get input on the remaining documents for the assumption action. The schedule sets out when we anticipate information coming to you and the time you will have for review prior to our transmitting to senior leaders - it is tight but necessary to meet our December 17 deadline. I hope this information is helpful to you as you plan for review in your offices. What is not included in the schedule below is the NHPA Programmatic Agreement and the Federal Register Notices. Anticipated schedules for those documents will be incorporated in a final version this afternoon which I will forward to you. Please let me know if you have concerns with this schedule as I plan to share it on our bi-weekly tomorrow morning. Also, please let me know if you want me to include anyone else on these emails - otherwise I will use this same email list for future transmittals.

## Thanks Jeaneanne

Tue, Dec 1

Draft Decision Document and portion of draft Responsiveness Summary (i.e., for comments on ESA, funding/staffing, and permit streamlining). - J. Gettle provides J. Goodin, S. Neugeboren, A. Simons, R. Kelley and H. Barnett with draft documents, with request for comments by Dec 2.

Wed, Dec 2

Draft Decision Document and portion of draft Responsiveness Summary (i.e., for comments on ESA, funding/staffing, and permit streamlining).

J. Goodin, S. Neugeboren, A. Simons, R. Kelley and H. Barnett provide comments to J. Gettle, and J. Gettle forwards to Team.

#### Thu, Dec 3

Draft Decision Document and portion of draft Responsiveness Summary (i.e., for comments on ESA, funding/staffing, and permit streamlining).

Team provides addresses comments and provides revised documents to J. Gettle.

J. Gettle provides revised documents to D. Ross/D. Fotouhi/S. Bodine/M. Walker with request for comments by Dec 7.

Remainder of draft Responsiveness Summary

Team provides J. Gettle/L. Palmer/M. Eisenberg/C. Wehling/M. Fisher/M. Pollins with draft document, with a request for comments by Dec 4.

## Fri, Dec 4

Remainder of draft Responsiveness Summary

J. Gettle/L. Palmer/M. Eisenberg/C. Wehling/ M. Fisher/M. Pollins provide Team with comments.

#### Mon, Dec 7

Draft Decision Document and portion of draft Responsiveness Summary (i.e., for comments on ESA, funding/staffing, and permit streamlining).

D. Ross/D. Fotouhi/S. Bodine/M. Walker provide J. Gettle with comments.

Remainder of draft Responsiveness Summary

Team addresses comments and provides revised draft to J. Gettle.

J. Gettle provides revised draft to J. Goodin/S. Neugeboren/A. Simons/R. Kelley/H. Barnett with a request for comment by Dec 8.

## Tue, Dec 8

Remainder of draft Responsiveness Summary

J. Goodin/S. Neugeboren/A. Simons/H. Barnett/R. Kelley provide comments to J. Gettle, and J. Gettle forwards to the Team.

## Wed, Dec 9

Final Decision Document and Responsiveness Summary

Team begins routing package for official concurrence by OW, OGC and OECA.